

**SUPREME COURT MINUTES
WEDNESDAY, MARCH 15, 2006
SAN FRANCISCO, CALIFORNIA**

S041630**PEOPLE v. JABLONSKI (PHILLIP C.)**

Rehearing denied. George, C.J., was absent and did not participate.

S140277 F045053 Fifth Appellate District**PEOPLE v. PRINCE**

Petitions for Review granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Wilson*, S130157 (see Cal. Rules of Court, rule 28.2(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.1, is deferred pending further order of the court. George, C.J., was absent and did not participate. Baxter, J., was recused and did not participate.

Votes: Moreno, A.C.J., Kennard, Werdegarr, Chin and Corrigan, JJ.

S140277 F045053 Fifth Appellate District**PEOPLE v. PRINCE**

Order filed

The order filed on March 15, 2006, is hereby amended to read, in its entirety; Petitions for Review granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Wilson*, S130157 (see Cal. Rules of Court, rule 28.2(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.1, is deferred pending further order of the court.

Baxter, J., was recused and did not participate.

George, C.J., was absent and did not participate.

S128550**TAYLOR (RONALD) ON H.C.**

OSC issued, returnable in Superior Court Good cause having been shown, the Director of the Department of Corrections is ordered to show cause before the Los Angeles County Superior Court when the matter is ordered on calendar why petitioner is not factually innocent of the special circumstance and the firearm-use allegation, and why he should not be resentenced under Penal Code, section 170 subd. (d). The return is to be filed on or before April 14, 2006.

George, C.J., was recused and did not participate.

Votes: Moreno, A.C.J., Kennard, Baxter, Werdegarr, Chin and Corrigan, JJ.

S123510 D041162 Fourth Appellate District, Div. 1**BARRATT AMERICAN v. CITY OF ENCINITAS**

Dismissed per rule 29.3(b), and remanded to CA 4/1. In light of the decision in *Barratt American, Inc. v. City of Rancho Cucamonga*, (2005) 37 Cal.4th 685, review in the above-entitled matter is dismissed. (Cal. Rules of Court, rule 29.3(b).)

George, C.J., was absent and did not participate.

Votes: Moreno, A.C.J., Kennard, Baxter, Werdegarr, Chin and Corrigan, JJ.

S141073 A112332 First Appellate District, Div. 1 **BERKELEY FORGE & TOOL v. W.C.A.B. (ROKONY)**

Petition ordered withdrawn. Pursuant to written request of petitioner in the above-entitled petition for review is ordered withdrawn.

S139778 F046973 Fifth Appellate District **PEOPLE v. LANE**
Petition for review denied.
George, C.J., was absent and did not participate.

S139812 D047239 Fourth Appellate District, Div. 1 **MENA (INOCENTE ANDRADE) ON H.C.**
Petition for review denied.
George, C.J., was absent and did not participate.

S139840 B177518 Second Appellate District, Div. 7 **PEOPLE v. HERNANDEZ**
Petitions for review denied.
George, C.J., was absent and did not participate.

S139966 B170505 Second Appellate District, Div. 6 **PEOPLE v. WEYAND**
Petitions for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S.220, on California law.
George, C.J., was absent and did not participate.

S139983 E039272 Fourth Appellate District, Div. 2 **LUGO (DAVID LEE) ON H.C.**
Petition for review denied. Application to appear as counsel pro hac vice granted.
George, C.J., was absent and did not participate.

S140004 A112285 First Appellate District, Div. 2 **WALKER (STEVEN ERIC) ON H.C.**
Petition for review denied.
George, C.J., was absent and did not participate.

S140046 B180933 Second Appellate District, Div. 2 **PEOPLE v. VASQUEZ**
Petition for review denied.
George, C.J., was absent and did not participate.

S140110 C051184 Third Appellate District **SANTIBANEZ (JASON V.) ON H.C.**
Petition for review denied.
George, C.J., was absent and did not participate.

S140134 G033482 Fourth Appellate District, Div. 3 **PEOPLE v. GARCIA**

Petition for review denied.

George, C.J., was absent and did not participate.

S140135 B166366 Second Appellate District, Div. 8 **PEOPLE v. RUIZ**

Petition for review denied.

George, C.J., was absent and did not participate.

S140137 A110226 First Appellate District, Div. 3 **RHOADES (ROBERT B.) ON H.C.**

Petition for review denied.

George, C.J., was absent and did not participate.

Corrigan, J., was recused and did not participate.

S140172 A105905 First Appellate District, Div. 4 **PEOPLE v. TU**

Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

George, C.J., was absent and did not participate.

S140208 E033768 Fourth Appellate District, Div. 2 **PEOPLE v. MCLEOD**

Petitions for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law. George, C.J., was absent and did not participate.

S140220 B179984 Second Appellate District, Div. 4 **PEOPLE v. MCCOWAN**

Petition for review denied.

George, C.J., was absent and did not participate.

S140226 C046986 Third Appellate District **PEOPLE v. MILOSLAVICH**

Petitions for review denied.

Kennard, J., is of the opinion the petition should be granted.

George, C.J., was absent and did not participate.

S140240 G033611 Fourth Appellate District, Div. 3 **PEOPLE v. BOULTINGHOUSE**

Petition for review denied.

Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law. George, C.J., was absent and did not participate.

S140244 B175110 Second Appellate District, Div. 2 **PEOPLE v. SAMUELS**

Petition for review denied.

George, C.J., was absent and did not participate.

S140260 C045686 Third Appellate District **PEOPLE v. GORE**

Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California.

George, C.J., was absent and did not participate.

S140262 A103183/A106613 First Appellate District, Div. 3 **PEOPLE v. COLES**

Petition for review denied.

George, C.J., was absent and did not participate.

Corrigan, J., was recused and did not participate.

S140279 C048707 Third Appellate District **PEOPLE v. HARRISSON**

Petition for review denied.

Kennard, J., is of the opinion the petition should be granted.

George, C.J., was absent and did not participate.

S140282 A104517 First Appellate District, Div. 2 **PEOPLE v. STROUD**

Petitions for review denied.

George, C.J., was absent and did not participate.

S140293 F044757 Fifth Appellate District **PEOPLE v. URBINA**

Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law. George, C.J., was absent and did not participate.

S140294 C048551 Third Appellate District **PEOPLE v. BENHAM**

Petition for review denied.

George, C.J., was absent and did not participate.

S140300 E035202 Fourth Appellate District, Div. 2 **M. (MICHAEL), IN RE**

Petition for review denied. Motion to file the petition for review under seal granted.
George, C.J., was absent and did not participate.

S140309 E038206 Fourth Appellate District, Div. 2 **GAINES (THURMAN) ON H.C.**
Petition for review denied.
George, C.J., was absent and did not participate.

S140311 F045886 Fifth Appellate District **PEOPLE v. GARCIA**
Petition for review denied.
George, C.J., was absent and did not participate.

S140339 B170479 Second Appellate District, Div. 4 **PEOPLE v. LEON**
Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.
George, C.J., was absent and did not participate.

S140340 C046707 Third Appellate District **PEOPLE v. VU**
Petitions for review denied.
Petition for review is denied without prejudice to any relief to which petitioner might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law. George, C.J., was absent and did not participate.

S140341 F046028 Fifth Appellate District **PEOPLE v. MARTINEZ**
Petition for review denied.
George, C.J., was absent and did not participate.
Baxter, J., was recused and did not participate.

S140366 C046420 Third Appellate District **PEOPLE v. BALDACCHINO**
Petition for review denied.
George, C.J., was absent and did not participate.

S140367 B177196 Second Appellate District, Div. 5 **PEOPLE v. RINGO**
Petition for review denied.
George, C.J., was absent and did not participate.

S140388 E035595 Fourth Appellate District, Div. 2 **CITY OF BARSTOW v. CITY OF ADELANTO**
Petition for review denied.

George, C.J., was absent and did not participate.

S140389 B167850 Second Appellate District, Div. 8 **PEOPLE v. MORALES**

Petition for review denied.

George, C.J., was absent and did not participate.

S140392 H028271 Sixth Appellate District **RUEZGA ON H.C.**

Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law. George, C.J., was absent and did not participate.

S140394 C051325 Third Appellate District **TIJANI (MONSURU OLASUMBO) ON H.C.**

Petition for review denied.

George, C.J., was absent and did not participate.

S140397 H026552 Sixth Appellate District **PEOPLE v. RUEZGA**

Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law. George, C.J., was absent and did not participate.

S140403 E039450 Fourth Appellate District, Div. 2 **HARVEY ON H.C.**

Petition for review denied.

George, C.J., was absent and did not participate.

S140406 E036078 Fourth Appellate District, Div. 2 **PEOPLE v. CRITTON**

Petition for review denied.

George, C.J., was absent and did not participate.

S140410 F047104 Fifth Appellate District **R. (J.), IN RE**

Petition for review denied.

George, C.J., was absent and did not participate.

S140416 D046607 Fourth Appellate District, Div. 1 **PARADISE VALLEY HOSPITAL v. W.C.A.B. (SANGCAP)**

Petition for review & publication request denied.
George, C.J., was absent and did not participate.

S140423 C051492 Third Appellate District **PEOPLE v. FLIPPIN**
Petition for review denied.
George, C.J., was absent and did not participate.

S140427 E039401 Fourth Appellate District, Div. 2 **SUESS (JOSEPH) ON H.C.**
Petition for review denied.
George, C.J., was absent and did not participate.

S140437 E036890 Fourth Appellate District, Div. 2 **PEOPLE v. BRINSON**
Petition for review denied.
George, C.J., was absent and did not participate.

S140438 B175978 Second Appellate District, Div. 1 **PEOPLE v. BROWN**
Petition for review denied.
George, C.J., was absent and did not participate.

S140440 G035102 Fourth Appellate District, Div. 3 **CITY OF ANAHEIM v. DEPT. OF TRANSPORTATION**
Petition for review denied.
George, C.J., was absent and did not participate.

S140454 E036574 Fourth Appellate District, Div. 2 **PEOPLE v. MENDEZ**
Petition for review denied.
George, C.J., was absent and did not participate.

S140484 H028346/H027415 Sixth Appellate District **STEWART v. HARTNELL COMMUNITY COLLEGE**
Petition for review denied.
George, C.J., was absent and did not participate.

S140492 B175998 Second Appellate District, Div. 7 **PEOPLE v. ALEJO**
Petition for review denied.
George, C.J., was absent and did not participate.

S140494 A107756 First Appellate District, Div. 4 **PEOPLE v. JOHNSON**

Petition for review denied.

George, C.J., was absent and did not participate.

S140514 A109441 First Appellate District, Div. 5

Petition for review denied.

George, C.J., was absent and did not participate.

W. (JAMILA), IN RE

S140516 F046114 Fifth Appellate District

Petition for review denied.

George, C.J., was absent and did not participate.

Baxter, J., was recused and did not participate.

PEOPLE v. MALONE

S140518 E036279 Fourth Appellate District, Div. 2

Petition for review denied.

George, C.J., was absent and did not participate.

PEOPLE v. CHAMPION

S140521 F046347 Fifth Appellate District

Petition for review denied.

George, C.J., was absent and did not participate.

PEOPLE v. STEPHENS

S140552 H029556 Sixth Appellate District

Petition for review denied.

George, C.J., was absent and did not participate.

VAN HOOK (LANCE) ON H.C.

S140579 H029573 Sixth Appellate District

Petition for review denied.

George, C.J., was absent and did not participate.

SADEGHY (EBRAHIM) ON H.C.

S140591 A106660 First Appellate District, Div. 4

Petition for review denied. Request for judicial notice granted.

George, C.J., was absent and did not participate.

**AS YOU SOW v. CONBRACO
INDUSTRIES**

S140592 G033993 Fourth Appellate District, Div. 3

Petition for review denied.

George, C.J., was absent and did not participate.

S140633 A110574 First Appellate District, Div. 5

Petition for review denied.

**ACTION ENVIRONMENTAL
ENTERPRISES, INC. v. ALASKA
PETROLEUM ENVIRONMENTAL
ENGINEERING, INC.**

SANGUINETTI v. BUGATTO

George, C.J., was absent and did not participate.

S140634 A105376 First Appellate District, Div. 3 **PEOPLE v. NEWMAN**
Petition for review denied.
George, C.J., was absent and did not participate.
Corrigan, J., was recused and did not participate.

S140651 H028860 Sixth Appellate District **G. (GABRIEL), IN RE**
Petition for review denied.
George, C.J., was absent and did not participate.

S140661 B177634 Second Appellate District, Div. 8 **RYNGLER v. RYNGLER**
Petition for review denied.
George, C.J., was absent and did not participate.

S140694 F043771 Fifth Appellate District **S AND W SEED COMPANY v. MUTUAL
SERVICE CASUALTY INSURANCE**
Petition for review denied.
George, C.J., was absent and did not participate.

S140705 B188197 Second Appellate District, Div. 2 **HARDWICK (LARRY) ON H.C.**
Petition for review denied.
George, C.J., was absent and did not participate.

S140729 C049671 Third Appellate District **DROZHZHIN, MARRIAGE OF**
Petition for review denied.
George, C.J., was absent and did not participate.

S140731 H029692 Sixth Appellate District **MCKEE v. S.C. (PEOPLE)**
Application for stay and petition for review denied. (See Penal Code section 1538.5, subdivision (m).)
George, C.J., was absent and did not participate.

S140741 C047931 Third Appellate District **PEOPLE v. ULREY**
Petition for review denied.
George, C.J., was absent and did not participate.

S140746 F045995 Fifth Appellate District

PEOPLE v. MILLETTE

Petition for review denied.

George, C.J., was absent and did not participate.

Baxter, J., was recused and did not participate.

S140747 C048676 Third Appellate District

PEOPLE v. TERAN

Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law. George, C.J., was absent and did not participate.

S140748 B178418 Second Appellate District, Div. 1 **PEOPLE v. TORRES**

Petition for review denied.

George, C.J., was absent and did not participate.

S140750 A106563 First Appellate District, Div. 5 **PEOPLE v. CHENG**

Petitions for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

George, C.J., was absent and did not participate.

S140751 B182596 Second Appellate District, Div. 1 **PEOPLE v. SANCHEZ**

Petition for review denied.

George, C.J., was absent and did not participate.

S140752 G034002 Fourth Appellate District, Div. 3 **PEOPLE v. PEREZ**

Petition for review denied.

George, C.J., was absent and did not participate.

S140760 C048704 Third Appellate District

MARR v. HEITZEBERG

Petition for review denied.

George, C.J., was absent and did not participate.

S140765 B178901 Second Appellate District, Div. 1 **PEOPLE v. SMITH**

Petition for review denied.

George, C.J., was absent and did not participate.

S140772 H027335 Sixth Appellate District

**AUZIOUS INC. v. MANATT PHELPS
PHILLIPS**

Petition for review denied.
George, C.J., was absent and did not participate.

S140775 A102310 First Appellate District, Div. 2

PEOPLE v. GORMAN

Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.
George, C.J., was absent and did not participate.

S140776 F047096 Fifth Appellate District

**POUND v. DEMREA, DEMERA,
CAMERON**

Petition for review denied.
George, C.J., was absent and did not participate.

S140779 D045520 Fourth Appellate District, Div. 1

**U S BANK NATIONAL ASSOCIATION v.
HOLMER**

Petition for review denied.
George, C.J., was absent and did not participate.

S140781 G034966 Fourth Appellate District, Div. 3

**ONEILL v. ROMAN CATHOLIC BISHOP
OF ORANGE**

Petition for review & publication request denied.
George, C.J., was absent and did not participate.

S140783 B188177 Second Appellate District, Div. 1

COCKRELL (FRANK B.) ON H.C.

Petition for review denied.
George, C.J., was absent and did not participate.

S140784 F045619 Fifth Appellate District

PEOPLE v. WASHINGTON

Petition for review denied.
George, C.J., was absent and did not participate.

S140785 A106553 First Appellate District, Div. 2

PEOPLE v. MAYZES

Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.
George, C.J., was absent and did not participate.

S140786 C048846 Third Appellate District

PEOPLE v. NEELY

Petition for review denied.
George, C.J., was absent and did not participate.

S140788 F049520 Fifth Appellate District
Petition for review denied.
George, C.J., was absent and did not participate.

LEIVA (SAUL RODRIGUEZ) ON H.C.

S140789 H028344 Sixth Appellate District
Petition for review denied.
George, C.J., was absent and did not participate.

**LAW OFFICES OF LINDA SHAO v.
CHANG**

S140797 H027805 Sixth Appellate District
Petition for review denied.
Kennard, J., is of the opinion the petition should be granted.
George, C.J., was absent and did not participate.

PEOPLE v. FISHER

S140803 B180799 Second Appellate District, Div. 1
Petition for review denied.
George, C.J., was absent and did not participate.

PEOPLE v. JONES

S140807 B178309 Second Appellate District, Div. 1
Petition for review denied.
George, C.J., was absent and did not participate.

PEOPLE v. LAMPKIN

S140808 B179426 Second Appellate District, Div. 7
Petition for review denied.
George, C.J., was absent and did not participate.

PEOPLE v. HOUGHTON

S140811 E036207 Fourth Appellate District, Div. 2
Petition for review denied.
George, C.J., was absent and did not participate.

PEOPLE v. JACKSON

S140812 B182606 Second Appellate District, Div. 1
Petition for review denied.
George, C.J., was absent and did not participate.

PEOPLE v. JOHNSON

S140813 C047615 Third Appellate District
Petition for review denied.
George, C.J., was absent and did not participate.

SINGH v. SACRAMENTO COUNTY

S140816 A112615 First Appellate District, Div. 1
Petition for review denied.
Kennard, J., is of the opinion the petition should be granted.
George, C.J., was absent and did not participate.

ALLRED v. S.C. (PEOPLE)

S140817 F045529 Fifth Appellate District
Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.
George, C.J., was absent and did not participate.

PEOPLE v. TRELLES

S140818 B183442 Second Appellate District, Div. 5
Petition for review denied.
George, C.J., was absent and did not participate.

**THE MAY DEPARTMENT STORES
COMPANY v. W.C.A.B. (SCHWART)**

S140820 C046803 Third Appellate District
Petition for review denied.
George, C.J., was absent and did not participate.

PEOPLE v. SPICER

S140822 B183204 Second Appellate District, Div. 1
Petition for review denied.
George, C.J., was absent and did not participate.

SMITH v. STERN

S140827 B188193 Second Appellate District, Div. 1
Petition for review denied.
George, C.J., was absent and did not participate.

SAHIBI (OUSSAMA) ON H.C.

S140828 C051689 Third Appellate District
Petition for review denied.
George, C.J., was absent and did not participate.

MEAKINS (DANNY LEE) ON H.C.

S140831 C048174 Third Appellate District
Petition for review denied.
George, C.J., was absent and did not participate.

PEOPLE v. COTA

S140833 E036506 Fourth Appellate District, Div. 2

PEOPLE v. KHAMO

Petition for review denied.

George, C.J., was absent and did not participate.

S140834 D046556 Fourth Appellate District, Div. 1 **COOPER v. S.C. (PEOPLE)**

Petition for review denied.

George, C.J., was absent and did not participate.

S140840 B177822 Second Appellate District, Div. 1 **REGISTER v. PRUDHOMME**

Petition for review denied.

George, C.J., was absent and did not participate.

S140841 B174043 Second Appellate District, Div. 7 **RABY v. ARTHUR ANDERSEN LLP**

Petition for review denied.

George, C.J., was absent and did not participate.

S140843 F046913 Fifth Appellate District

PEOPLE v. BAYNE

Petition for review denied.

Baxter, J., was recused and did not participate.

George, C.J., was absent and did not participate.

S140845 B181948 Second Appellate District, Div. 4 **PEOPLE v. SOKOLSKY**

Petition for review denied.

George, C.J., was absent and did not participate.

S140847 F040188 Fifth Appellate District

JOHNSON v. FORD MOTOR COMPANY

Petition for review denied.

George, C.J., was absent and did not participate.

S140848 A109956 First Appellate District, Div. 3

PEOPLE v. HALL

Petition for review denied.

Corrigan, J., was recused and did not participate.

George, C.J., was absent and did not participate.

S140849 B180802 Second Appellate District, Div. 3 **PEOPLE v. LANGSTON**

Petition for review denied.

George, C.J., was absent and did not participate.

S140850 A112098 First Appellate District, Div. 4

FLORES v. BRUMMER

Petition for review denied.

George, C.J., was absent and did not participate.

S140851 F047497 Fifth Appellate District

PEOPLE v. CASTRO

Petition for review denied.

George, C.J., was absent and did not participate.

S140834 D046556 Fourth Appellate District, Div 1 **COOPER v. S.C.(SAN DIEGO)**

Petition for review denied.

George, C.J., was absent and did not participate.

S140855 A107261 First Appellate District, Div. 5 **DUNHAM v. MEMBERWORKS, INC.**

Petitions for review denied.

George, C.J., was absent and did not participate.

S140856 B183408 Second Appellate District, Div. 3 **PEOPLE v. YANDRICH**

Petition for review denied.

George, C.J., was absent and did not participate.

S140857 F046918 Fifth Appellate District **PEOPLE v. HORN**

Petition for review denied.

Baxter, J., was recused and did not participate.

George, C.J., was absent and did not participate.

S140869 B179980 Second Appellate District, Div. 1 **PEOPLE v. GOSSETT**

Petition for review denied.

George, C.J., was absent and did not participate.

S140872 H024323 Sixth Appellate District **PEOPLE v. MIRAMONTES**

Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

George, C.J., was absent and did not participate.

S140873 E037619 Fourth Appellate District, Div. 2 **PEOPLE v. BORJA**

Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

George, C.J., was absent and did not participate.

S140874 B182010 Second Appellate District, Div. 1 **PEOPLE v. MEDINA**

Petition for review denied.

George, C.J., was absent and did not participate.

S140876 B179038 Second Appellate District, Div. 2 **LONG BEACH UNIFIED SCHOOL DISTRICT v. STATE OF CALIFORNIA**

Petition for review denied.

George, C.J., was absent and did not participate.

S140878 F047509 Fifth Appellate District **PEOPLE v. BLAKELY**

Petition for review denied.

George, C.J., was absent and did not participate.

S140879 B181671 Second Appellate District, Div. 3 **PEOPLE v. BROWN**

Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

George, C.J., was absent and did not participate.

S140881 A112707 First Appellate District, Div. 4 **ALLEN v. S.C. (PEOPLE)**

Petition for review denied.

George, C.J., was absent and did not participate.

S140888 B179952 Second Appellate District, Div. 6 **PEOPLE v. SAVAGE**

Petition for review denied.

George, C.J., was absent and did not participate.

S140889 F045608 Fifth Appellate District **PEOPLE v. JACKSON**

Petition for review denied.

George, C.J., was absent and did not participate.

S140895 D046321 Fourth Appellate District, Div. 1 **PEOPLE v. SHEARER**

Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

George, C.J., was absent and did not participate.

S140896 H028146 Sixth Appellate District
Petition for review denied.
George, C.J., was absent and did not participate.

YIELD DYNAMICS v. ZAVECZ

S140900 B188447 Second Appellate District, Div. 3
INSURANCE
Petition for review denied.
George, C.J., was absent and did not participate.

ELLIS v. LATINOWIDE AUTO

S140913 F044914 Fifth Appellate District
Petition for review denied.
George, C.J., was absent and did not participate.

PEOPLE v. DEASON

S140914 B182160 Second Appellate District, Div. 6
Petition for review denied.
George, C.J., was absent and did not participate.

V. (HECTOR), IN RE

S140916 H027786 Sixth Appellate District
Petition for review denied.
George, C.J., was absent and did not participate.

PEOPLE v. RUBALCAVA

S140922 B180408 Second Appellate District, Div. 5
Petition for review denied.
George, C.J., was absent and did not participate.

PEOPLE v. ARRELLANO

S140923 B183178 Second Appellate District, Div. 5
Petition for review denied. Request for judicial notice denied.
George, C.J., was absent and did not participate.

KARABAGUI (AHAD), ESTATE OF

S140924 B178410 Second Appellate District, Div. 5
Petition for review denied.
George, C.J., was absent and did not participate.

PEOPLE v. BOWIE

S140925 F049423 Fifth Appellate District
Petition for review denied.
George, C.J., was absent and did not participate.

**ROMAN CATHOLIC BISHOP OF
FRESNO DIOCESE v. S.C. (MCCAULEY)**

S140926 C048091 Third Appellate District
Petition for review denied.
George, C.J., was absent and did not participate.

PEOPLE v. PHIPPS

S140928 F046729 Fifth Appellate District
Petition for review denied.
Baxter, J., was recused and did not participate.
George, C.J., was absent and did not participate.

PEOPLE v. GILKEY

S140931 H029657 Sixth Appellate District
Petition for review denied.
George, C.J., was absent and did not participate.

WALKER (MICHAEL A.) ON H.C.

S140932 C051701 Third Appellate District
Petition for review denied.
George, C.J., was absent and did not participate.

NOOR (MARVIN) ON H.C.

S140936 B188663 Second Appellate District, Div. 2
Petition for review and application for stay denied. Application to appear as counsel pro hac vice granted.
George, C.J., was absent and did not participate.

HOTEL NEVADA v. S.C. (L.A. PACIFIC CENTER)

S140939 G033261 Fourth Appellate District, Div. 3
Petition for review denied.
George, C.J., was absent and did not participate.

PEOPLE v. MORALES

S140941 D047621 Fourth Appellate District, Div. 1
Petition for review denied.
Corrigan, J., was recused and did not participate.
George, C.J., was absent and did not participate.

LIBERTY SECURITY SERVICES v. S.C. SUNDT CONSTRUCTION)

S140944 B187112 Second Appellate District, Div. 2
Petition for review denied.
George, C.J., was absent and did not participate.

RITZHOFF v. W.C.A.B. (OGDEN ENTERTAINMENT)

S140949 B177260 Second Appellate District, Div. 8 **BUTLER v. CITY OF PALOS VERDES ESTATES**

Petition for review denied.
George, C.J., was absent and did not participate.

S140959 C048273 Third Appellate District **PEOPLE v. MORENO**
Petition for review denied.
George, C.J., was absent and did not participate.

S140960 D045615 Fourth Appellate District, Div. 1 **BAVER v. HOME DEPOT USA, INC.**
Petition for review denied.
Chin and Corrigan, JJ., were recused and did not participate.
George, C.J., was absent and did not participate.

S140972 B188792 Second Appellate District, Div. 8 **7-ELEVEN, INC. v. DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL**
Petition for review and application for stay denied.
George, C.J., was absent and did not participate.

S140974 H027093 Sixth Appellate District **SAFECO INSURANCE. COMPANY OF ILLINOIS v. ARCHITECTURAL FACADES UNLIMITED INC.**
Petition for review denied.
George, C.J., was absent and did not participate.

S140982 D045641 Fourth Appellate District, Div. 1 **PEOPLE v. PROVENCIO**
Petition for review denied.
George, C.J., was absent and did not participate.

S140988 C047968 Third Appellate District **ELLETT v. SYKORA**
Petition for review denied.
George, C.J., was absent and did not participate.

S140989 B177096 Second Appellate District, Div. 2 **OBRIEN, MARRIAGE OF**
Petition for review denied.
George, C.J., was absent and did not participate.

S140995 H028797 Sixth Appellate District **PEOPLE v. JOHNSON**
Petition for review denied.
George, C.J., was absent and did not participate.
S140998 C049829 Third Appellate District **B. (A.), IN RE**

Petition for review denied.

George, C.J., was absent and did not participate.

S141008 A106567 First Appellate District, Div. 5 **PEOPLE v. DUVERNE**

Petition for review denied.

George, C.J., was absent and did not participate.

S141009 C048399 Third Appellate District **PEOPLE v. FLEIG**

Petition for review denied.

George, C.J., was absent and did not participate.

S141012 B179109 Second Appellate District, Div. 4 **PEOPLE v. ESCAMILLA**

Petition for review denied.

George, C.J., was absent and did not participate.

S141015 B177501 Second Appellate District, Div. 6

Werdegar, J., is of the opinion the petition should be granted.

George, C.J., was absent and did not participate.

S141017 C051508 Third Appellate District

JONES (TIMOTHY RAY) ON H.C.

Petition for review denied.

George, C.J., was absent and did not participate.

S141021 A112316 First Appellate District, Div. 2

BENNETT (TOSSIE) ON H.C.

Petition for review denied.

George, C.J., was absent and did not participate.

S141028 D046348 Fourth Appellate District, Div. 1 **FRIESE v. S.C. (MOORES)**

Petition for review denied.

Kennard and Baxter, JJ., are of the opinion the petition should be granted.

George, C.J., was absent and did not participate.

S141036 B188689 Second Appellate District, Div. 7 **TAYLOR (RONALD E.) ON H.C.**

Petition for review denied.

George, C.J., was absent and did not participate.

S141037 B185356 Second Appellate District, Div. 7 **Q. (BUTTERFLY), IN RE**

Petition for review denied.

George, C.J., was absent and did not participate.

S141044 A111340 First Appellate District, Div. 1 **PEOPLE v. PIAZZA**

Petition for review denied.

George, C.J., was absent and did not participate.

S141050 A110585 First Appellate District, Div. 1 **RYAN v. DERTZ**
Petition for review denied.
George, C.J., was absent and did not participate.

S141052 F046162 Fifth Appellate District **PEOPLE v. FRANKLIN**
Petition for review denied.
George, C.J., was absent and did not participate.

S141058 B179730 Second Appellate District, Div. 6 **V., (SALVADOR), IN RE**
Petition for review denied.
George, C.J., was absent and did not participate.

S141060 G036081 Fourth Appellate District, Div. 3 **CHRISTOPHER D. v. S.C. (ORANGE COUNTY SOCIAL SERVICES AGENCY)**
Petition for review denied.
George, C.J., was absent and did not participate.

S141068 B176612 Second Appellate District, Div. 4 **G. (ALLEN), IN RE**
Petition for review denied.
George, C.J., was absent and did not participate.

S141078 B178160 Second Appellate District, Div. 7 **WAYNE v. STAPLES**
Petition for review & depublication request denied.
George, C.J., was absent and did not participate.

S141086 F047972 Fifth Appellate District **W. (BREANA), IN RE**
Petition for review denied.
George, C.J., was absent and did not participate.

S141099 C051694 Third Appellate District **SIERRA OAKS MADISON LIMITED v. S.C. (RALPHS GROCERY)**
Petition for review denied.
George, C.J., was absent and did not participate.

S141106 A111531 First Appellate District, Div. 3 **VALLEJO, CITY OF v. S.C. (ADAMS)**
Petition for review denied.
George, C.J., was absent and did not participate.

S141107 D046260 Fourth Appellate District, Div. 1 **M. (HECTOR), IN RE**
Petition for review denied.
George, C.J., was absent and did not participate.

S141257 B188883 Second Appellate District, Div. 8 **HALLMAN v. S.C. (PEOPLE)**
Petition for review and application for stay denied.
George, C.J., was absent and did not participate.

S130095 **JENNINGS (MICHELLE L.) ON H.C.**
Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

S130431 **GREEN (LONZELL) ON H.C.**
Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

S130435 **MARSH (ROOSEVELT) ON H.C.**
Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

S130786 **RODRIGUEZ (ALEXANDER) ON H.C.**
Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

S131300 **HIRSCHER (NORMAN) ON H.C.**
Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

S131475 **CONTRERAS (DELIA) ON H.C.**
Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

S131546 **CORONA (JULIO) ON H.C.**
Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

S131858

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

GONZALES (PEDRO PAGAN) ON H.C.**S131859**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

ARNOLD (VICTOR CRAIG) ON H.C.**S131933**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

CHAVARRIA (MARCUS D.) ON H.C.**S132135**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

SWANSON (RANDALL M.) ON H.C.**S132174**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)
Corrigan, J., was recused and did not participate.
George, C.J., was absent and did not participate.

HENDERSON (RAYMON J.) ON H.C.**S132214**

Petition for writ of habeas corpus denied (See *In re Waltreus* (1965) 62 Cal.2d 218.)
George, C.J., was absent and did not participate.

SCALES (CONNIE L.) ON H.C.**S132236**

Petition for writ of habeas corpus denied (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)
George, C.J., was absent and did not participate.

YOUNGBLOOD (ISAAC) ON H.C.**S132247**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

MACHADO (ALEX) ON H.C.**S132258**

Petition for writ of habeas corpus denied (See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)
Corrigan, J., was recused and did not participate.
George, C.J., was absent and did not participate.

HECKER (ROBERT) ON H.C.

S132266**ROE (MICHAEL MATTHEW) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Waltreus* (1965) 62 Cal.2d 218; *In re Miller* (1941) 17 Cal.2d 734.) George, C.J., was absent and did not participate.

S132271**VILLASENOR (JESUS JUAN) ON H.C.**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

S132298**MEDINA (ANTHONY) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Waltreus* (1965) 62 Cal.2d 218.) George, C.J., was absent and did not participate.

S132331**YORK (REGINALD R.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.) George, C.J., was absent and did not participate.

S132332**VANDERVALL (KARL) ON H.C.**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

S132334**GORDON (KENT CURTIS) ON H.C.**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

S132348**MCDONALD (CEDRIC) ON H.C.**

Petition for writ of habeas corpus denied (See *In re Robbins* (1998) 18 Cal.4th 770, 780.) George, C.J., was absent and did not participate.

S132350**MACK (ALVIN) ON H.C.**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

S132408**BONNER (JOEY) ON H.C.**

Petition for writ of habeas corpus denied (See *In re Robbins* (1998) 18 Cal.4th 770, 780.) George, C.J., was absent and did not participate.

S132420**SEVILLA (RONALD VICTOR) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

George, C.J., was absent and did not participate.

S132428**MILLER (ROBERT BRIAN) ON H.C.**

Petition for writ of habeas corpus denied.

George, C.J., was absent and did not participate.

S132472**ROUNDTREE (EMMANUEL) ON H.C.**

Petition for writ of habeas corpus denied.

George, C.J., was absent and did not participate.

S132480**BAILEY (MICHAEL D.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

George, C.J., was absent and did not participate.

S132481**ZAHORIK (MARTIN A.) ON H.C.**

Petition for writ of habeas corpus denied.

George, C.J., was absent and did not participate.

S132546**MARTIN (BEN O.) ON H.C.**

Petition for writ of habeas corpus denied.

George, C.J., was absent and did not participate.

S132548**HALEY (DWAYNE) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734.)

George, C.J., was absent and did not participate.

S132568**TAYLOR (DURIAS L.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734.)

George, C.J., was absent and did not participate.

S132573**ALCALA (JOHN H.) ON H.C.**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

S132578**SHERROS (RONNIE J.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)
George, C.J., was absent and did not participate.

S132610**THOMPSON (JOHN A.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)
George, C.J., was absent and did not participate.

S132621**FIERROS (ORLANDO) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)
George, C.J., was absent and did not participate.

S132670**LOPEZ (ANTONIO A.) ON H.C.**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

S132673**CORDERO (PETE R.) ON H.C.**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

S132675**BARRETO (ALBERTO) ON H.C.**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

S132684**CASTRO (MICHAEL A.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)
George, C.J., was absent and did not participate.

S132738**BANKS (MICHAEL) ON H.C.**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

S132743

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

SILVA (IGNACIO) ON H.C.**S132761**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

BALLESTEROS (VICTOR) ON H.C.**S132780**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)
George, C.J., was absent and did not participate.

PARKS (ANDRE) ON H.C.**S132787**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

CEJA (JORGE A.) ON H.C.**S132799**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)
George, C.J., was absent and did not participate.

ESPINOSA (JESUS JESSE) ON H.C.**S132800**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)
George, C.J., was absent and did not participate.

ENRIQUEZ (JUAN CARLOS) ON H.C.**S132805**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

ABEYTA (VICTOR) ON H.C.**S132825**

Petition for writ. of habeas corpus denied.
George, C.J., was absent and did not participate.

MARTINEZ (SILVERIO R.) ON H.C.**S132832**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

STAHLEY (THOMAS) ON H.C.

S132833

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

PARKER (JAMES E.) ON H.C.**S132847**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

BUTLER (MICHAEL E.) ON H.C.**S132874**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

AGUILAR (ELIAZAR) ON H.C.**S132878**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

SHERMAN (RAYMOND) ON H.C.**S132879**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

ESTRADA (CARLOS) ON H.C.**S132882**

Petition for writ of habeas corpus denied (See *In re Waltreus* (1965) 62 Cal.2d 218.)
George, C.J., was absent and did not participate.

JOHNSON (MONOLETO A.) ON H.C.**S132888**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

PREWITT (SAMUEL L.) ON H.C.**S132906**

Petition for writ of habeas corpus denied (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)
George, C.J., was absent and did not participate.

MANN (DOUGLAS J.) ON H.C.**S132908**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

LINDSEY (MACIO) ON H.C.**S132909**

Petition for writ of habeas corpus denied (See *In re Dixon* (1953) 41 Cal.2d 756.)
George, C.J., was absent and did not participate.

WILLIS (ANDRE) ON H.C.

S132913**GARRETT (CHRISTOPHER) ON H.C.**

Petition for writ of habeas corpus denied (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

George, C.J., was absent and did not participate.

S132920**PETERSON (LOUIS) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Waltreus* (1965) 62 Cal.2d 218; *In re Dixon* (1953) 41 Cal.2d 756.)

George, C.J., was absent and did not participate.

S132927**PECK (ROY ALBURN) ON H.C.**

Petition for writ of habeas corpus denied.

George, C.J., was absent and did not participate.

S132932**LUCERO (JERRY P.) ON H.C.**

Petition for writ of habeas corpus denied (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Waltreus* (1965) 62 Cal.2d 218.)

George, C.J., was absent and did not participate.

S132940**SIMMONS (RONALD) ON H.C.**

Petition for writ of habeas corpus denied (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734.)

George, C.J., was absent and did not participate.

S132942**MURILLO (JORGE ENRIQUE) ON H.C.**

Petition for writ of habeas corpus denied.

George, C.J., was absent and did not participate.

S132950**LOPEZ (TONY J.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Seaton* (2004) 34 Cal.4th 193; *In re Dixon* (1953) 41 Cal.2d 756.)

George, C.J., was absent and did not participate.

S132963**DICKERSON (DOMINIC) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304.)

George, C.J., was absent and did not participate.

S132966**TATUM (MARKUS E.) ON H.C.**

Petition for writ of habeas corpus denied.

George, C.J., was absent and did not participate.

S132988**LOPEZ (JEFFREY R.) ON H.C.**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

S132989**HARRIS (RUDY) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Waltreus* (1965) 62 Cal.2d 218.)
George, C.J., was absent and did not participate.

S132995**RICHARD (TIMOTHY) ON H.C.**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

S132996**JENSEN (PAUL W.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Dexter* (1979) 25 Cal.3d 921; *In re Miller* (1941) 17 Cal.2d 734.)
George, C.J., was absent and did not participate.

S133000**GARCIA (JERRY) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)
George, C.J., was absent and did not participate.

S133024**DAVIS (BRUCE CRAIG) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Dixon* (1953) 41 Cal.2d 756; *In re Waltreus* (1965) 62 Cal.2d 218.)
George, C.J., was absent and did not participate.

S133104**RODGERS (FLOYD A.) ON H.C.**

Petition for writ of habeas corpus denied (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)
George, C.J., was absent and did not participate.

S133191**WHITE (JEROME) ON H.C.**

Petition for writ of habeas corpus denied (See *In re Waltreus* (1965) 62 Cal.2d 218.)
George, C.J., was absent and did not participate.

S133192**GAMBLES (CLYDE T.) ON H.C.**

Petition for writ of habeas corpus denied.
Corrigan, J., was recused and did not participate.
George, C.J., was absent and did not participate.

S133204

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

TREADWAY (JERRON L.) ON H.C.**S133228**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

TAYLOR (ANTHONY) ON H.C.**S133412**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

DOYLE (SEAN P.) ON H.C.**S133548**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

PULLUM (KEVIN) ON H.C.**S134039**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

MEDINA (ANTHONY R.) ON H.C.**S134129**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

JENSEN (PAUL) ON H.C.**S134980**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)
George, C.J., was absent and did not participate.

BENAVIDES (WALTER A.) ON H.C.**S135183**

Petition for writ of habeas corpus denied. (See *In re Rosenkrantz* (2002) 29 Cal.4th 616; *In re Dannenberg* (2005) 34 Cal.4th 1061.)
George, C.J., was absent and did not participate.

MCWILLIAMS (HOMER G.) ON H.C.**S135514**

Petition for writ of habeas corpus denied (See *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734.)
George, C.J., was absent and did not participate.

MORGAN (WILLIAM) ON H.C.

S135518**JAMES (JOHN E.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.) George, C.J., was absent and did not participate.

S135575**SHANNON (MYCHAEL T.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Dexter* (1979) 25 Cal.3d 921.) George, C.J., was absent and did not participate.

S135653**GOMEZ (REFUGIO) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Waltreus* (1965) 62 Cal.2d 218.) George, C.J., was absent and did not participate.

S135670**LYONS (BARNEY) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734.) George, C.J., was absent and did not participate.

S135675**JACKSON (MICHAEL T.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Miller* (1941) 17 Cal.2d 734; *In re Rosenkrantz* (2002) 29 Cal.4th 616; *In re Dannenberg* (2005) 34 Cal.4th 1061.) George, C.J., was absent and did not participate.

S136339**GAMBLES (CLYDE T.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Dexter* (1979) 25 Cal.3d 921.) George, C.J., was absent and did not participate.

S136866**JENSEN (PAUL W) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.) George, C.J., was absent and did not participate.

S137298**NEWMAN (CHARLES) ON H.C.**

Petition for writ of habeas corpus denied. George, C.J., was absent and did not participate.

S137437**BENAVIDES (WALTER A.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.) George, C.J., was absent and did not participate.

S137439**STEPHENS (LADELL) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750.)
George, C.J., was absent and did not participate.

S137448**LYONS (BARNEY) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Waltreus* (1965) 62 Cal.2d 218; *In re Dixon* (1953) 41 Cal.2d 756.)
George, C.J., was absent and did not participate.

S137464

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734.)
George, C.J., was absent and did not participate.

S137468**NAGAH (REZA) ON H.C.**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

S137509**FULLER (TODD J.) ON H.C.**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

S137906**VUE (MENG C.) ON H.C.**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

S138000**TWINE (DAMON A.) ON H.C.**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

S138018**HAMPTON (KEVIN) ON H.C.**

Petition for writ of habeas corpus denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)
George, C.J., was absent and did not participate.

S138263**NONELLA (MICHAEL) ON H.C.**

Petition for writ of habeas corpus denied. (See *People v. Brunner* (2005) 9 Cal.4th 1178, 1191.)
George, C.J., was absent and did not participate.

S138691**CASTRO (VICTOR) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

George, C.J., was absent and did not participate.

S139301**BOUIE (THURMAN RAY) ON H.C.**

Petition for writ of habeas corpus denied.

George, C.J., was absent and did not participate.

S139669**GOLDEN (DAMON) ON H.C.**

Petition for writ of habeas corpus denied.

George, C.J., was absent and did not participate.

S139759**RICAFORT (JOSELITO) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Waltreus* (1965) 62 Cal.2d 218; *In re Miller* (1941) 17 Cal.2d 734.)

George, C.J., was absent and did not participate.

S139811**SHERMAN (JOE) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Miller* (1941) 17 Cal.2d 734; *In re Clark* (1993) 5 Cal.4th 750.)

George, C.J., was absent and did not participate.

S139863**LUNA (FREDERICK CRAIG) ON H.C.**

Petition for writ of habeas corpus denied.

George, C.J., was absent and did not participate.

S139898**GONZALES (CESAR) ON H.C.**

Petition for writ of habeas corpus denied.

George, C.J., was absent and did not participate.

S139929**ARELLANO (ELISELO) ON H.C.**

Petition for writ of habeas corpus denied.

George, C.J., was absent and did not participate.

S139941**CHAU (DONNY THE) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

George, C.J., was absent and did not participate.

S139987

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

BRADY (MARK) ON H.C.**S140008**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

THOMAS (JEFFREY) ON H.C.**S140229**

Petition for writ of habeas corpus denied.
Corrigan, J., was recused and did not participate.
George, C.J., was absent and did not participate.

HALL (JANETTE) ON H.C.**S140428**

Petition for writ of habeas corpus denied. (See *In re Miller* (1941) 17 Cal.2d 734; *In re Swain* (1949) 34 Cal.2d 300, 304.)
George, C.J., was absent and did not participate.

JAYNE (MICHAEL) ON H.C.**S140434**

Petition for writ of habeas corpus denied. (See *In re Lessard* (1965) 62 Cal.2d 497, 503; *In re Waltreus* (1965) 62 Cal.2d 218; *In re Lindley* (1947) 29 Cal.2d 709; *In re Dixon* (1953) 41 Cal.2d 756; *In re Swain* (1949) 34 Cal.2d 300, 304.)
George, C.J., was absent and did not participate.

FONSECA (IGNACIO) ON H.C.**S140581**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

JOHNSON (RICHARD K.) ON H.C.**S140593**

Petition for writ of habeas corpus denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)
George, C.J., was absent and did not participate.

JAYNE (MICHAEL AARON) ON H.C.**S140673**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

CASTILLO (RUDY F.) ON H.C.**S140722**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

HARRIS (MARK A.) ON H.C.

S140777

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

WALKER (KENNETH) ON H.C.**S140832**

Petition for writ of habeas corpus denied (See *In re Dexter* (1979) 25 Cal.3d 921.)
George, C.J., was absent and did not participate.

MORGAN (WILLIAM RAY) ON H.C.**S140893**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

FORD (ISAAC) ON H.C.**S140902**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

KOFFORD (ROBERT BLAINE) ON H.C.**S140935**

Petition for writ of habeas corpus denied (See *In re Dexter* (1979) 25 Cal.3d 921.)
George, C.J., was absent and did not participate.

SHAW (DENNIS L.) ON H.C.**S140950**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

CENTENO (DOUGLAS) ON H.C.**S140999**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

HARRIS (MARK A.) ON H.C.**S141046**

Petition for writ of habeas corpus denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)
George, C.J., was absent and did not participate.

NEUFELD (WILLIAM J.) ON H.C.**S141084**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

ROBINSON (BERNELL) ON H.C.

S141102**SHERMAN (JOSEPH A.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Clark* (1993) 5 Cal.4th 750.)

George, C.J., was absent and did not participate.

S141123**RUTKOWSKI (SKIPPY C.) ON H.C.**

Petition for writ of habeas corpus denied.

George, C.J., was absent and did not participate.

S141126**ACEVEDO (VICENTE) ON H.C.**

Petition for writ of habeas corpus denied.

George, C.J., was absent and did not participate.

S141152**GREENE (CEDRIC) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Dexter* (1979) 25 Cal.3d 921.)

George, C.J., was absent and did not participate.

S141154**RELLANA (ERICK R.) ON H.C.**

Petition for writ of habeas corpus denied.

George, C.J., was absent and did not participate.

S141191**ALVARADO (JOHN A.) ON H.C.**

Petition for writ of habeas corpus denied.

George, C.J., was absent and did not participate.

S141217**ALVARADO (JOHN A.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750.)

George, C.J., was absent and did not participate.

S141226**VICE (HERBERT C.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750.)

George, C.J., was absent and did not participate.

S141241**TAVARES (LEONARDO F.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

George, C.J., was absent and did not participate.

S141246**CASTRO (VICTOR) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.) George, C.J., was absent and did not participate.

S141272**WEISS (JOHN CHARLES) ON H.C.**

Petition for writ of habeas corpus.
George, C.J., was absent and did not participate.

S141296**CRUMP (STEPHEN) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Dexter* (1979) 25 Cal.3d 921; *In re Miller* (1941) 17 Cal.2d 734.)
George, C.J., was absent and did not participate.

S141375**YOUNGS (TYRONE) ON H.C.**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

S141388**ROBINSON (QUINTON D.) ON H.C.**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

S141430**JARAMILLO (ARNOLD G.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Lindley* (1947) 29 Cal.2d 709.)
George, C.J., was absent and did not participate.

S141440**WILLIAMS (JEROME) ON H.C.**

Petition for writ of habeas corpus denied.
George, C.J., was absent and did not participate.

S065575**CHAMPION (STEVE A.) ON H.C.**

Application for stay denied. Petitioner's "Motion to Continue Reference Hearing and Request to Stay Proceedings," filed February 27, 2006, is denied.
George, C.J., was absent and did not participate.

S140275 D045269 Fourth Appellate District, Div. 1**GARCIA PRODUCE v. DE LA FUENTE
BUSINESS PARK**

Publication request denied.
George, C.J., was absent and did not participate

S140323 G034008 Fourth Appellate District, Div. 3 **GOINGS & GOINGS v. U.S. RISK, INC.**
Publication request denied.
George, C.J., was absent and did not participate.

S140509 D045506 Fourth Appellate District, Div. 1 **SHAPIRO v. BOARD OF DIRECTORS
OF CENTRE CITY DEVELOPMENT**
Depublication request denied.
George, C.J., was absent and did not participate.

S140605 C047391 Third Appellate District **HOBBS v. FRANCHISE TAX BOARD**
Publication request denied.
George, C.J., was absent and did not participate.

S140624 D046866 Fourth Appellate District, Div. 1 **ADVANCED MARKETING SERVICES v.
S.C. (FEDERAL INSURANCE.)**
Publication request denied.
George, C.J., was absent and did not participate.

S140738 D045686 Fourth Appellate District, Div. 1 **RULLA v. STATE FARM MUTUAL
AUTOMOBILE INSURANCE CO.**
Publication request denied.
George, C.J., was absent and did not participate.

S141121 B171352 Second Appellate District, Div. 7 **DAVALOO v. STATE FARM INSURANCE**
Depublication request denied.
George, C.J., was absent and did not participate.

S141121 B171353 Second Appellate District, Div. 7 **MESSIH v. STATE FARM INSURANCE**
Depublication request denied.
George, C.J., was absent and did not participate.

S140618 C051639 Third Appellate District **CHRISMAN (ROBERT) ON H.C.**
Time extended to grant or deny review to April 24, 2006.
George, C.J., was absent and did not participate.

S140742 D046313 Fourth Appellate District, Div. 1 **HOVEIDA v. SCRIPPS HEALTH**
Time extended to grant or deny review to April 26, 2006.
George, C.J., was absent and did not participate.

S131322 **LEWIS (RAYMOND) ON H.C.**

Extension of time granted to April 10, 2006 to file the reply to the informal response to the petition for writ of habeas corpus. Extension is granted based upon counsel Kevin G. Little's representation that he anticipates filing that document by April 10, 2006.

George, C.J., was absent and did not participate.

S139443**ALATORRE (MARIANO) ON H.C.**

Extension of time granted. On application of the Attorney General and good cause appearing, it is ordered that the time to serve and file Respondent's Informal Response is extended to April 12, 2006.

George, C.J., was absent and did not participate.

S141319 B177552 Second Appellate District, Div. 3 S.(MARIA) v. KMART CORPORATION

Extension of time granted to March 20, 2006 for respondent (Burns International Security Services Corp.) to file the answer to petition for review.

George, C.J., was absent and did not participate.

S066377**PEOPLE v. ABILEZ (FRANK M.)**

Withdrawal of counsel allowed by order.

Good cause appearing, the application of appointed counsel for permission to withdraw as habeas corpus/executive clemency attorney of record for appellant Frank Manuel Abilez, filed February 6, 2006, is granted.

The order appointing appellate counsel Russell S. Babcock to also serve as habeas corpus/executive clemency counsel of record for appellant Frank Manuel Abilez in the above automatic appeal now pending in this court, filed January 15, 2003, is hereby vacated. Babcock continues to be responsible for all remaining appellate duties set forth in Supreme Court Policies Regarding Cases Arising From Judgments of Death, policy 3, standards 1-1 and 2-1.

On the court's own motion, the Habeas Corpus Resource Center is hereby appointed to represent appellant Frank Manuel Abilez for habeas corpus/executive clemency proceedings related to the above automatic appeal now pending in this court.

Any "petition for writ of habeas corpus will be presumed to be filed without substantial delay if it is filed ...within 36 months" of this date (Supreme Ct. Policies Regarding Cases Arising From Judgments of Death, policy 3, timeliness std. 1-1.1), and it will be presumed that any successive petition filed within that period is justified or excused (see *In re Clark* (1993) 5 Cal.4th 750, 774-782), in light of prior habeas corpus counsel's declaration, in support of his motion to withdraw, to the effect that he was unable to discharge his duty to investigate and, if appropriate, present a habeas corpus petition on behalf of appellant Frank Manuel Abilez.

Russell S. Babcock is directed to deliver to the Habeas Corpus Resource Center, within 30 days from the filing of this order, a copy of the combined record on appeal, and all habeas corpus investigation work product, trial files, trial transcripts, investigation reports, and related materials that he has obtained from appellant Frank Manuel Abilez or his trial counsel, paralegals, experts and investigators, or from any other source.

George, C.J., was absent and did not participate.

S066377**PEOPLE v. ABILEZ (FRANK M.)**

In conjunction with the order filed this day permitting Russell S. Babcock to withdraw as appointed habeas corpus/executive clemency counsel of record for appellant Frank Abilez, with regard to the above-referenced automatic appeal now pending in this court, Babcock is ordered to reimburse this court sum of \$26,000. (See Guidelines for Fixed Fee Appointments, on Optional Basis, to Automatic Appeals and Related Habeas Corpus Proceedings in Cal.Supreme Ct., guideline 11 {"Court Action Withdrawl of Appointed Counsel"}, subpt. B.)

George, C.J., was absent and did not participate.

S090602**PEOPLE v. PEOPLES (LOUIS J.)**

Upon request of appellant for appointment of counsel, Phillip H. Cherney is hereby appointed to represent appellant Luis James Peoples for both the direct appeal and related state habeas corpus/executive proceedings in the above automatic appeal now pending in this court.

George, C.J., was absent and did not participate.

S090602

Upon request of appellant for appointment of counsel, Phillip H. Cherney is hereby appointed to represent appellant Louis James Peoples for both the direct appeal and related state habeas corpus/executive clemency proceedings in the above automatic appeal now pending in this court.

George, C.J., was absent and did not participated.

S139281**R. (WILLIAM), IN RE**

Upon request of appellant for appointment of counsel, Jan B. Norman is hereby appointed to represent appellant on the appeal now pending in this court.

George, C.J., was absent and did not participate.

S140757**PROKOP, ACCUSATION OF**

Petition denied.

George, C.J., was absent and did not participate.

S140929**WARD, ACCUSATION OF**

Petition denied.

George, C.J., was absent and did not participate.

S141005**SIDAROSS, ACCUSATION OF**

Petition denied.

George, C.J., was absent and did not participate.

S141072**LAVID, ACCUSATION OF**

Petition denied.

George, C.J., was absent and did not participate.

